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OFFICE OF PETITIONS

In re Application of :
Hinkle et al. :
Application No. 10/825,533 : DECISION ON PETITION
Filed: April 15, 2004 :
Attorney Docket No. 014033-000022C :

This is a decision on the "Petition to Establish Prior Receipt in the P.T.O. of Item(s) Considered as Omitted by the P.T.O. - Response to 'Notice of Omitted Items,'" filed July 7, 2004.

On April 15, 2004, applicants filed the above-identified application. On June 25, 2004, the Office mailed a Notice to File Missing Parts of Nonprovisional Application, stating that the application had been accorded a filing date of April 15, 2004, and requiring applicants to submit an executed oath or declaration and a surcharge for its late filing.

In response, on July 7, 2004, applicants filed the present petition and a copy of applicants' postcard receipt acknowledging receipt of a two-page Declaration on April 15, 2004.

On August 3, 2004, the Office of Initial Patent Examination mailed a "Withdraw of Previously Sent Notice," indicating that the Notice to File Missing Parts was sent in error. The Office informed applicants to disregard the Notice and that the application was complete for examination purposes.

Accordingly, the petition is dismissed as involving a moot issue.

Any inquiries related to this decision should be directed to the undersigned at (571) 272-3211.

Christina Tartera Donnell

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